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OFFICE OF PETITIONS

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :James Austin KENDRICK et al

Office of Patent Legal Administration

Appl. No. :10/085,809

Senior Legal Advisor: Karin Ferriter

Filed :February 28, 2002

For :CONTINUOUS SLURRY POLYMERIZATION PROCESS AND APPARATUS

**SUPPLEMENTAL PETITION TO THE COMMISSIONER UNDER 37 C.F.R.
1.59(b), TO EXPUNGE INFORMATION SUBMITTED UNDER MPEP 724.02**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Supplemental Petition to the Commissioner under 37 C.F.R. 1.59(b), to Expunge Information Submitted under MPEP 724.02.

BACKGROUND

A Petition to the Commissioner under 37 C.F.R. 1.59(b), to Expunge Information Submitted under MPEP 724.02 in the above-identified application was filed on May 12, 2003. To date, no decision has been rendered on the Petition. Petitioner contacted Senior Legal Advisor Ferriter to inquire about the possibility of simplifying the expungement issue by requesting that the earlier filed IDS be expunged in its entirety in favor of a newly

submitted IDS which submits non-proprietary IDS material on one form PTO-1449 and the proprietary material as part of a separate form PTO-1449, which is submitted in a sealed envelope in full compliance with MPEP 724.02. Ms. Ferriter agreed that this type of submission would receive favorable consideration.

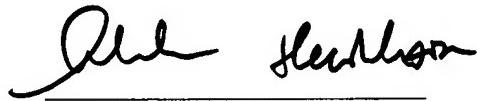
Accordingly, Petitioner requests that the IDS filed in the above-identified application on July 9, 2002, along with the form PTO-1449 attached thereto and the Roger Declaration (which contains proprietary material) be expunged from the record and returned to Applicant. Copies of the other references and Articles submitted with the IDS should be kept in the file, in order to avoid the need to have them re-submitted. The IDS and form PTO-1449, listing all the documents, except for the Roger Declaration are being re-submitted herewith. Additional documents, not previously submitted on July 9, 2002, are being submitted as part of this IDS for the Examiner's consideration. Applicant has listed the additional documents in bold letters on the attached form PTO-1449 in order to make it easier for the Examiner to determine which documents are newly cited by Applicant. However, Applicant urges the Examiner to make an independent comparison of the two forms PTO-1449 in order to ensure that there are no inadvertent errors that may have been made by Applicant. The Roger Declaration is being submitted separately herewith as part of a proper submission under MPEP 724.02.

This petition to expunge, is being submitted on behalf of the party in interest who originally submitted the documents under seal as part of the IDS.

While another petition to expunge fee is not believed to be necessary, please charge any fees necessary for consideration of the papers filed herein and refund excess payments to Deposit Account No. 19-0089. Additionally, should any fees under 37 C.F.R. 1.17(p) be required, the Commissioner is authorized to charge these fees to the above-mentioned Deposit Account.

Should this Petition not be grantable for any reason, the Senior Legal Adviser is invited to contact Petitioner at the below-listed telephone number in order to address any remaining concerns.

Respectfully submitted,
James Austin KENDRICK



Abraham Hershkovitz
Reg. No. 45,294

July 15, 2003
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